IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

WEDNESDAY, THE 13TH DECEMBER 2006 / 22ND AGRAHAYANA 1928

WP(C).No. 33853 of 2003(E)

PETITIONER:

T.PATHROSE,
HEAD OPERATOR (RETIRED), KERALA WATER AUTHORITY,
PUBLIC HEALTH DIVISION, PALAKKAD.

BY ADV. SRI.V.CHITAMBARESH
SRI.T.C.SURESH MENON
SMT.M.R.VALSA
SRI.SREEKANTH.K.R
SMT.G.GEETHISHA

RESPONDENTS:
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1. **THE KERALA WATER AUTHORITY,**
   REPRESENTED BY ITS MANAGING DIRECTOR,
   JALA BHAVAN, THIRUVANANTHAPURAM.

2. **THE EXECUTIVE ENGINEER,**
   KERALA WATER AUTHORITY, PUBLIC HEALTH DIVISION,
   PALAKKAD.

BY ADV. SRI.M.V.MATHAI MUTHIRENTHY, SC, KWA
SRI.C.RASHEED, SC, KWA
SRI.C.UNNIKRISHNAN, SC, KWA

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 13/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C) NO.33853/2003

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE ORDER OF SUSPENSION DT.15.7.99.

EXT.P2:- COPY OF THE ORDER DT.23.12.99.

EXT.P3::- COPY OF THE JUDGMENT IN SC138/2000 DT.27.1.2003.

EXT.P4:- COPY OF THE ORDER DT.20.9.03.

/TRUE COPY/

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KURIAN JOSEPH, J.

W.P.(C) No.33853 of 2003

Dated 13th December, 2006.

J U D G M E N T

Petitioner is aggrieved by Ext.P4 communication from the Managing Director of the Kerala Water Authority, whereby, the petitioner was informed that the period of suspension can be regularised since there is no honourable acquittal in the criminal case. Learned Standing Counsel submits that the acquittal as per Ext.P3 is after the retirement. Be that as it may, in case the petitioner has any grievance on Ext.P4, it will be open to him to file a representation before the first respondent within a period of two months from today, in which case, the matter will be duly considered by the said respondent with notice to the petitioner and appropriate orders in accordance with law thereon will be passed, within another four months.

The writ petition is disposed of as above.

KURIAN JOSEPH, JUDGE.

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KURIAN JOSEPH, J

O.P.No. of 2002

J U D G M E N T

Dated 13th December, 2006.